

Rex Shannon

From: Ari Savitzky <asavitzky@aclu.org>
Sent: Tuesday, April 18, 2023 4:31 PM
To: Judge-Virden MSND
Cc: Joshua Tom; jyoungwood@stblaw.com; Leslie Faith Jones; Sabrina Khan; Ahmed K. Soussi; Ming Cheung; Kelsey Miller; Rex Shannon; Gerald Kucia; mbw@wisecarter.com
Subject: White v. SBEC, No. 4:22 Civ. 62-SA-JMV

Judge Virden:

I represent Plaintiffs in the above captioned case. I write, copying opposing counsel, to follow up on your order of Friday, April 14, denying Defendants' motion to strike on satisfaction of conditions.

Plaintiffs wish to satisfy the conditions set forth in the Court's order. Plaintiffs are prepared to file a motion for a continuance so that Defendants' experts may submit responsive reports, as described in your order. Plaintiffs are also prepared to represent in the motion that they will bear Defendants' reasonable expert costs in preparing such further reports.

I write to seek any additional guidance the Court might provide on the precise form and content of the contemplated motion, including: whether the Court wants short form motion or a memorandum or both; whether Plaintiffs should propose new scheduling dates/deadlines to accommodate Defendants' additional reports; and whether, if so, the Court would entertain argument that the current trial date remains workable.

Respectfully,

Ari Savitzky

Ari Savitzky

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EXHIBIT

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